

## DEPARTMENT OF ECOLOGY

IN THE MATTER OF PENALTY  
ASSESSMENT AGAINST  
*Rayonier, Inc.*

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NOTICE OF PENALTY  
INCURRED AND DUE  
No. DE 95AQ-I070

To: Jack Tatom  
Mill Manager  
Rayonier, Inc.  
P. O. Box 191  
Port Angeles, Washington 98362

Notice is given that the Department has assessed a penalty against you in the amount of **\$20,000.00** under the provisions of Ch. 70.94 RCW.

The penalty is based on the following Department findings:

On July 14, 1995, the ambient sulfur dioxide station at third and Chestnut in Port Angeles, Washington indicated that the ambient sulfur dioxide hourly standards of 0.25 ppm and 0.40 ppm were exceeded (See Table 1 attached). Chapter 173.474 allows two exceedences of the 0.25 ppm standard in any seven day period. These two exceedences are indicated by "-" in column labeled "Violation of 0.25 ppm standards" of Table 1 at 1100 and 1400 hours). Chapter 173.474 also allows one exceedence of the 0.40 ppm standard per year. The company violated the 0.40 standards on July 21, 1994. From Table 1, there was a total of two violations. The wind during these exceedences was from the NW in direct line that would have influence the Third and Chestnut ambient sulfur dioxide monitoring site. These exceedences violate the 0.25 ppm and/or 0.40 ppm hourly standards defined in Chapter 173.474. The violations are summarized in the Table 1.

The penalty is due and payable by you within thirty (30) days of your receipt of this Notice. Please send your penalty payment to: Department of Ecology c/o Fiscal Cashier, P.O. Box 5128, Lacey Washington 98503-0210.

If you wish to contest this penalty, you have two options. You may file an Application for Relief from Penalty with the Department explaining why the Department should reduce or cancel the penalty. A form is enclosed for your convenience. It must be signed under oath before a notary public or other person authorized to take oaths.

If you choose to submit an Application for Relief from Penalty, you must do so within fifteen (15) days of your receipt of the Notice. Send your Application for Relief to: Don Nelson, Department of Ecology P.O. Box 46700, Olympia Washington 98504-7600. At the same time send a copy to: Department of Ecology c/o Enforcement Officer, P.O. Box 47600, Olympia Washington 98504-7600. After reviewing your Application for Relief, the Department will notify you of its decision.

If you choose not to submit an Application for Relief but still wish to contest the penalty, you may file an appeal with the Pollution Control Hearings Board. Your appeal must be filed within thirty (30) days of your receipt of this Notice. Send your appeal to: The Pollution Control Hearings Board, P.O. Box 40903, Olympia Washington 98504-0903. At the same time, copies of your appeal must be sent to:

